

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

JEFFERY ALONZO SIMMS)	
)	
)	
Plaintiff)	C.A. No. 04-1205-SLR
)	
v.)	
)	
M.D. HARRY M. FREEMAN, ET AL)	JURY OF 12 DEMANDED
)	
Defendants.)	

MOTION FOR CONTINUANCE

Defendant Roberta F. Burns, MD, respectfully requests an extension to file a Motion for Summary Judgment for the following reason:

1. The current deadline for Summary Judgment Motions is July 10, 2006.
2. The deposition of plaintiff Jeffrey Simms is scheduled for July 19, 2006.
3. Defendant, Roberta F. Burns, M.D, respectfully requests that this Court grant an extension to file her Motion for Summary Judgment for thirty days after the plaintiff's deposition.

WHEREFORE, Defendant, Roberta F. Burns, MD, requests that her Motion for a Continuance be granted.

McCULLOUGH & McKENTY, P.A.

/s/ Dana Spring Monzo

Dana Spring Monzo
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(302) 655-6749
Attorneys for Roberta F. Burns, MD

Date: July 7, 2006

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

JEFFERY ALONZO SIMMS

Plaintiff

V.

M.D. HARRY M. FREEMAN, ET AL

Defendants.

C.A. No. 04-1205-SLR

JURY OF 12 DEMANDED

ORDER

And now this _____ day of _____, 2006 having considered
Defendant Roberta F. Burns, MD's Motion for Continuance and any opposition thereto,

IT IS HEREBY ORDERED that Defendant, Roberta F. Burns, MD's Motion for Continuance is granted.

J.

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

JEFFERY ALONZO SIMMS)	
)	
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Plaintiff)	C.A. No. 04-1205-SLR
)	
v.)	
)	
M.D. HARRY M. FREEMAN, ET AL)	JURY OF 12 DEMANDED
)	
Defendants.)	

CERTIFICATE OF SERVICE

I, **DANA SPRING MONZO**, hereby certify that on this date, copies of the attached
Defendant Roberta F. Burns, MD's Motion for Continuance were served upon the following:

Jeffrey M. Austin, Esquire
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Ralph K. Durstein, III, Esquire
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Jeffery Alonzo Simms
SBI # 198625
Delaware Correctional Center
Unit V-Building A-Tier
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Smyrna, DE 19977

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/s/ Dana Spring Monzo

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Attorneys for Roberta F. Burns, MD

Dated: July 7, 2006